

**COMBINED DECLARATION AND POWER OF ATTORNEY  
FOR UNITED STATES PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated near my name below.

I believe I am the **original, first and joint inventor** of the subject matter of which is claimed and for which a patent is sought on the invention entitled:

**SYSTEM AND METHOD FOR CONTROLLING  
DELIVERY OF A COMMODITY**

which is described and claimed in the specification of which:

XX is executed on even date herewith; attorney docket number **68,180-004**

\_\_\_ was filed on \_\_\_\_\_ as United States Application Serial No. \_\_\_\_\_, and was amended on \_\_\_\_\_; attorney docket number \_\_\_\_.

I declare that this application is:

\_\_\_ a first filing.

XX a continuation.

\_\_\_ a continuation-in-part.

\_\_\_ a divisional.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I do not know and do not believe my invention was known or used by others in the United States of America, or patented or described in a printed publication in any country before my invention thereof.

I do not know and do not believe my invention was patented or described in a printed publication in any country or in public use or on sale in the United States of America, more than one year prior to this application.

I acknowledge my duty to disclose information of which I am aware which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby claim that no application for patent or inventor's certificate on this invention has been filed in any foreign country or in the United States of America prior to this application by me or my legal representatives or assigns except as follows:

**PRIORITY CLAIM**

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of the foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

XX no such applications have been filed.

   such applications have been filed as follows:

COUNTRY	APPLICATION NUMBER	DATE OF FILING (month, day, year)	PRIORITY CLAIMED UNDER 37 USC 119
			Yes__ No__

I hereby claim priority to and all the benefits under Title 35, United States Code, §119(e) of any United States provisional application(s).

XX no such applications have been filed.

       such applications have been filed as follows:

APPLICATION <u>NUMBER</u>	DATE OF FILING <u>(month, day, year)</u>
------------------------------	---

I hereby claim priority to and all the benefits under Title 35, United States Code, §120 of any United States application(s) listed below. If the above identified application is a continuation-in-part application, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this continuation-in-part application in accordance with Title 37, Code of Federal Regulations, Section 1.63(e).

\_\_\_ no such applications have been filed.

\_\_\_ such applications have been filed as follows:

APPLICATION NUMBER	DATE OF FILING (month, day, year)	STATUS (patented, pending, abandoned)
10/402,370	March 28, 2003	Pending

### POWER OF ATTORNEY

As a named inventor, I hereby appoint the following attorneys and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith with full power of substitution and revocation. (all names listed with corresponding registration numbers)

Harold W. Milton	22,180	Kristopher K. Huiliberger	53,047
William H. Honaker	31,623	David M. LaPrairie	46,295
Raymond E. Scott	22,981	Jeffrey A. Sadowski	29,005
Gregory D. DeGrazia	48,944	Randall L. Shoemaker	43,118
Samuel J. Haidle	42,619	Robert L. Stearns	43,118
Toni L. Harris	44,746	John P. Seurnynck	52,208
Brian Herrington	42,659	T. Peige Wise	44,407
		James R. Yee	34,460

Please address all correspondence and telephone calls to:

**James R. Yee**  
**HOWARD & HOWARD ATTORNEYS, P.C.**  
**The Pinehurst Office Center, Suite #101**  
**39400 Woodward Avenue**  
**Bloomfield Hills, Michigan 48304-5151**  
**(248) 723-0352**